

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  INTERSTATE POWER AND LIGHT COMPANY	DOCKET NO. SPU-02-21
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**ORDER GRANTING MOTION TO WITHDRAW AND REINSTATE PETITION**

(Issued December 23, 2002)

On December 23, 2002, Interstate Power and Light Company (IPL) filed with the Utilities Board (Board) a motion to withdraw and reinstate its petition for reorganization filed in Docket No. SPU-02-21. IPL filed a petition for reorganization on November 26, 2002, requesting that the Board, pursuant to Iowa Code §§ 476.76 and 476.77, authorize IPL to contribute and transfer certain assets to TRANSLink Transmission Company, LLC (TRANSLink). IPL asks that it be allowed to withdraw its TRANSLink petition for reorganization and have it reinstated as of December 18, 2002. This is the date that MidAmerican Energy Company (MidAmerican) filed a petition for reorganization, identified as Docket No. SPU-02-23, to transfer functional control of its electric transmission facilities to TRANSLink

In support of its motion, IPL said that MidAmerican and IPL want the two dockets consolidated for hearing purposes because there is substantial prefiled testimony that is identical for both proceedings. IPL said that in order to allow the Board to hold consolidated hearings, it was necessary to withdraw its petition filed November 26, 2002, and have it reinstated as of December 18, 2002. This would

allow the statutory review period and other time limitations contained in Iowa Code § 476.77 and 199 IAC chapter 32 to be identical for both proceedings.

The Board will grant the motion. IPL's petition for reorganization will be deemed to be withdrawn on December 18, 2002, and immediately reinstated on the same date. Time limitations contained in the statute and rules will begin to run from that date. Because of the substantial amount of testimony that is identical to both dockets, the statutory review periods for both dockets should run in tandem. The Board will rule on the motion to consolidate the dockets for hearing purposes at a later date.

**IT IS THEREFORE ORDERED:**

1. The "Motion to Withdraw and Reinstate Petition" filed by Interstate Power and Light Company on December 23, 2002, is granted.
2. The petition for reorganization filed by Interstate Power and Light Company on November 26, 2002, identified as Docket No. SPU-02-21, is withdrawn on December 18, 2002.
3. The petition for reorganization referred to in Ordering Clause two is reinstated, subsequent to withdrawal, on December 18, 2002.

**UTILITIES BOARD**

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Judi K. Cooper  
Executive Secretary

/s/ Elliott Smith

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Dated at Des Moines, Iowa, this 23<sup>rd</sup> day of December, 2002.